

REMARKS RESPONSIVE TO THE OFFICE ACTION

Claims 1-15 are pending. Reconsideration and allowance of the claims is respectfully requested in light of the following remarks.

RE: CLAIM 1, 8 and 15:

Claims 1, 8 and 15 have been amended to clearly distinguish the claimed invention from the prior art method of attaching accessories directly to handle bars with U-bolt brackets and U-bolts such as disclosed in U.S. Patent No. 6,588,637 by Gates et al. (“Gates”). U-bolt bracket technology has been available for decades, and Applicant’s invention is the first known alternative to the prior art mounting system.

In each of Claims 1, 8 and 15, Applicant has added a text reference to the vehicle accessory mount as being adapted for attachment to a handle-barred vehicle control bracket. Support for this limitation is found throughout the specification, including all of the figures, and is particularly clear in FIGS. 2, 3 and 4. Additional support is found throughout the text of the specification, including the following paragraphs:

[0002] The present invention relates to vehicle accessories mounting systems, and in particular, to a device capable of attachment to the throttle or clutch control body ... that permits easy and secure attachment of numerous accessories.

[0039] In FIG. 2, an accessory mount 10 is shown attached to right side control bracket 106.

[0040] In FIG. 3... Accessory mount 10 is attached to control bracket 106 of control body 104. ...

In Claim 1, Applicant has also added “the mounting holes aligned with portals in the control bracket.” Support for this limitation is best seen in FIGS. 4, 5 and 6, where original bolts 109 and 115 (not shown) are replaced with longer bolts 40 and 42 inserted into mounting holes 20 and 22 and through portals 108 and 114. See also paragraph [0054] which states:

[0054] FIG. 6 is a side cross-sectional view of another preferred embodiment of accessory mount 10, disclosing accessory mount 10 attached to control body 104, and having ball stud

30 attached. In the embodiment disclosed in this view, standoffs 36 and 38 are not used. Instead, radial relief 35 engages control bracket 106 directly. In this embodiment, first bolt 40 extends through body 12, through control bracket 106, and is thread connected to control body 104 (or 105). Second bolt 42 extends through body 12, through control bracket 106, and is thread connected to control body 104 (or 105).

In Claim 1, Applicant has also added: “wherein the radial relief is engageable with the control bracket.” Support for this limitation is also found in paragraph [0054]:

[0054] FIG. 6 is a side cross-sectional view of another preferred embodiment of accessory mount 10, disclosing accessory mount 10 attached to control body 104, and having ball stud 30 attached. In the embodiment disclosed in this view, standoffs 36 and 38 are not used. Instead, radial relief 35 engages control bracket 106 directly. In this embodiment, first bolt 40 extends through body 12, through control bracket 106, and is thread connected to control body 104 (or 105). Second bolt 42 extends through body 12, through control bracket 106, and is thread connected to control body 104 (or 105).

In Claims 8 and 15, Applicant has added the limitation: “a pair of hollow standoffs locatable between the mounting holes and bolt portals in the control bracket.” This limitation is clearly supported by FIG. 5, and by paragraph [0053].

[0053] First bolt 40 extends through body 12, through standoff 36, through control bracket 106, and is thread connected to control body 104 (or 105). Second bolt 42 extends through body 12, through standoff 38, through control bracket 106, and is thread connected to control body 104 (or 105).

RE: CLAIMS 2-7 and 9-14:

Applicant submits that Claims 2-7 and 9-14 depend from Claims 1 and 8, respectively. Applicant has amended Claims 1 and 8 so as to place them in condition for allowance. As such, Applicant respectfully submits that Claims 2-7 and 9-14 are allowable as depending from allowable claims.

RE: OBVIOUSNESS

The present invention was immediately copied by National Products, Inc. (RAM Mounts), who is one of the largest manufacturers of vehicle mounting systems. The copied product can be seen for sale on their website http://www.ram-mount.com/mount/radar_detector_mount.htm. The products are presented for sale immediately adjacent to, and as an alternative to, traditional U-bolt bracket systems. National Products, Inc. holds patents related to U-bracket mounting technology, and obviously recognizes the many advantages of the present invention. Applicant has already advised National Products, Inc. of his pending rights (see Exhibits A and B). Such copying is evidence of nonobviousness, in accordance with MPEP 716.06.

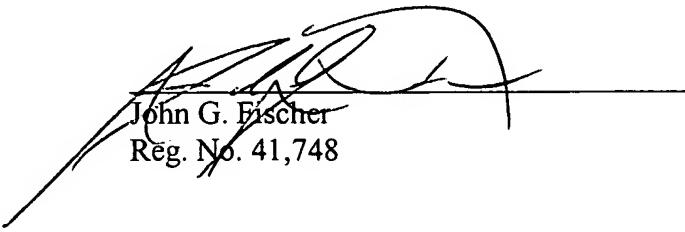
CONCLUSION

Applicant believes that, as amended, Claims 1, 8 and 15 are now in condition for allowance and reconsideration is requested.

Applicant does not believe that any fees are due other than the accompanying fee in the amount of \$395.00 for filing a Request for Continued Examination (RCE); however, in the event that any fees are due, the Commissioner is hereby authorized to charge any required fees due (other than issue fees), and to credit any overpayment made, in connection with the filing of this paper to Deposit Account 50-2180 of Storm LLP.

Should the Examiner require any further clarification to place this Application in condition for allowance, the Examiner is invited to telephone the undersigned at the number listed below.

Respectfully submitted,



John G. Fischer
Reg. No. 41,748

Dated: September 11, 2006

Storm LLP
901 Main Street, Suite 7100
Dallas, Texas 75202
Telephone: (214) 347-4703
Fax: (214) 347-4799



STORM & HEMINGWAY

A LIMITED LIABILITY PARTNERSHIP

PRESTON COMMONS WEST • SUITE 460
8117 PRESTON ROAD
DALLAS, TEXAS 75225
WWW.ALLIPLAW.COM

OF COUNSEL
JOHN W. MACPETE
JOHN G. FISCHER
MARK D. PERDUE

MALCOLM W. PIPES
ROBIN L. BARNES
DAWN C. WOLFF
GEORGE M. TOMPKINS

INTELLECTUAL PROPERTY LAW

PATENTS • COPYRIGHTS • TRADEMARKS
LITIGATION • PROSECUTION • LICENSING

WRITER'S DIRECT PHONE
(214) 292-8997
FACSIMILE (214) 292-8999
JOHNFISCHER@ALLIPLAW.COM

July 21, 2004

Jeff Carnevali
President and CEO
National Products Inc.
1205 S. Orr St.
Seattle, WA 98108, USA

RE: "Ram Mount"

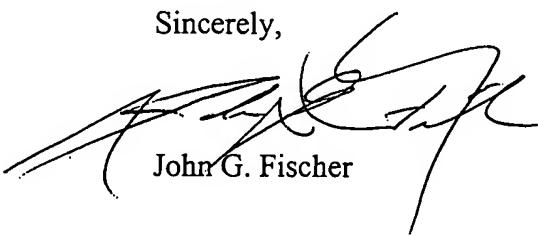
VIA Certified Mail

Dear Mr. Carnevali:

As you are aware, this firm represents Pen Graphx, Inc., a Texas Corporation doing business as Dallas Motorcycle Accessories (DMA). For the purpose of providing you with actual notice of my client's provisional rights under 35 USC §155(d), attached is a copy of published U.S. patent application US-2004-0108348-A1. The application was published June 10, 2004, pursuant to 35 USC 122(b), §37 CFR §1.211. The application is entitled Accessory Mount for Vehicle Control Bodies. Additional patent(s) are pending as well, which have not yet been published.

This letter is sent to you as a follow-up of our correspondence dated April 27, 2004, for which a copy is also attached for your convenience.

Sincerely,



John G. Fischer

JGF/slF
Encl.

EXHIBIT A



STORM LLP

INTELLECTUAL PROPERTY LAW
PATENTS • COPYRIGHTS • TRADEMARKS
LITIGATION • PROSECUTION • LICENSING

ROBIN L. BARNES
CHRIS J. KLING
JOHN W. MACPETE
PAUL V. STORM

TERRELL R. MILLER
JOHN J. PATTI
GEORGE M. TOMPKINS

BANK OF AMERICA PLAZA
901 MAIN STREET, SUITE 7100
DALLAS, TEXAS 75202

WWW.ALLIPLAW.COM

OF COUNSEL
JOHN G. FISCHER
MARK D. PERDUE

WRITER'S DIRECT PHONE
(214) 347-4703
FACSIMILE (214) 347-4799
JOHNFISCHER@ALLIPLAW.COM

August 24, 2006

*Via Certified Mail
Return Receipt Requested*

Mr. Jeff Carnevali
President and CEO
National Products, Inc.
1205 S. Orr Street
Seattle, Washington 98108

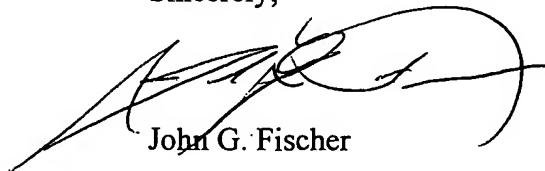
Re: "RAM Mount"

Dear Mr. Carnevali:

As you are aware, this firm represents Pen Graphx, Inc., a Texas Corporation doing business as Dallas Motorcycle Accessories (DMA). For the purpose of providing you with actual notice of my client's provisional rights under 35 U.S.C. § 154(d), enclosed is a copy of published U.S. Patent Application US 2005/0121483 A1. This application was published on June 9, 2005, pursuant to 35 U.S.C. § 1.211, and is entitled "Universal Accessory Mount for Vehicle Control Bodies."

This letter is sent to you as a follow-up of our previous correspondence to you regarding our client's other patent pending.

Sincerely,



John G. Fischer

JGF/kr
Enclosure

EXHIBIT B